IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL MISC. APPLICATION NO. 138 OF 2005

M/S DAMU DATTA NAIK KARMALI REP.BY ITS PROPRIETOR SHRI BHASKAR D.N. KARMALI,CURCHOREM GOA ....Applicant

Versus

SHRI VAMAN VISHRAM KHANDEPARKAR, MOLLEM GOA AND ANR ....Respondents

Shri P.A. Kholkar,Advocate for the applicant.
Shri D. Pangam, Advocate for respondent no.1
Shri S.N. Sardessai, Public Prosecutor for respondent.2

Coram:- N. A. BRITTO, J.

Date:- 20th October, 2005

P.C.

Heard Shri Kholkar, learned Advocate on behalf the applicant/complainant and Shri D. Pangam, learned Advocate on behalf of respondent no.1/accused. The complainant has sought special leave to appeal against the acquittal of the accused under Section 138 of the Negotiable Instruments Act, 1881 by judgment/order dated 13.5.05 of the learned J.M.F.C., Quepem. Shri Kholkar has brought to my notice the acknowledgment given by the accused from time to time and also the part payments made by him. The matter requires to be considered in greater detail. Hence Special leave to appeal is granted. Appeal to be registered. On registration, action under Section 390 Cr.P.C. to follow by J.M.F.C., Quepem.

N. A. BRITTO, J.

/vpf